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UNITED STATES SOUTHERN DIST. COURT - NEW YORK COUNTY

BILLIE ANN MILLER ETC.,

PLAINTIFF

Index No: 08 CIV 4577

Date Filed: / / Office No: Court Date:

THE CITY OF NEW YORK ET AL, DEFENDANT

STATE OF NEW YORK COUNTY OF NEW YORK :SS:

IAN ELLISON being duly sworn, deposes and says;

I AM OVER THE AGE OF 18 YEARS AND RESIDE IN THE STATE OF NEW YORK.

Deponent served the SUMMONS AND COMPLAINT JURY TRIAL DEMAND upon the DEFENDANT CO STEVENS, SHIELD NO 14562 on 05/23/2008 at 1:50PM at C/O BELLVUE HOSPITAL CENTER PRISON WARD 1ST AVENUE 29TH STREET 19TH FL, NEW YORK, NY 10013 actual place of business of the DEFENDANT by delivering thereat a true copy to CAPT. HECTOR MARIE, CO-WORKÉR OF THE DEFÉNDANT, a person of suitable age and discretion whose approximate description is as follows:

SEX: MALE

COLOR: BROWN

HATR: BLACK

APP. AGE: 39

APP. HT: 6'0

APP. WT: 220

OTHER IDENTIFYING FEATURES:

Deponent also mailed a copy of same in an official depository under the exclusive care and custody of the United States Post Office Department within New York State on 05/28/2008 by first class mail to:

CO STEVENS, SHIELD NO 14562 C/O BELLVUÉ HOSPITAL CENTER PRISON WARD 1ST AVENUE 29TH STREET 19TH FL, NEW YORK, NY 10013

That address being actual place of business of the DEFENDANT, in an envelope bearing the legend "PERSONAL AND CONFIDENTIAL", and not indicating on the outside thereof, by return address or otherwise that said notice is from an attorney or concerns an action against the person served.

Sworn to before me on 05/28/2008.

HARVEY TAUBER Notary Public, State of New York No. 01TA4667012

Qualified in BRONX

Commission Expires 12/31/2010

IAN ELLISON - 1278415

AAA ATTORNEY SERVICE CO. OF NY, INC.

20 VESEY ST., ROOM 1110 NEW YORK, NY 10007

MA